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Attorney Docket No.: 436/11

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Yun-Qing Shi et al.

Group Art Unit: 2621

Application No.: 10/737,327

Examiner:

Filed: December 16, 2003

For: Methods And Apparatus For Lossless Data
Hiding

MS: Petition
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO CORRECT EXISTING PRIORITY CLAIM
DUE TO UNINTENTIONAL DELAY 37 C.F.R. § 1.78(a)(6)**

Sir:

The Applicant hereby petitions the Commissioner to accept entry of a correction to the priority claim in the above-identified patent application to U.S. Provisional Patent Application No. 60/434,088, filed December 17, 2002. A preliminary amendment revising the first paragraph of the specification to reflect the correction in the priority claim has been filed on even date herewith. The facts of this case are as follows:

1. At the time of filing the above-identified patent application, the serial number of the aforementioned provisional patent application was inadvertently misplaced by the Applicant. Thus, the priority claim was made in the first paragraph of the above-identified patent application using all available information (i.e., the title, filing date, and inventor names).

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: March 20, 2006

Signature: Ute H. Wojtkowski

Print Name: Ute H. Wojtkowski

2. On or about June 21, 2004, the undersigned believed that the correct provisional patent application number was 60/527,789 and filed a preliminary amendment in the instant application such that the first paragraph of the specification would read as such.
3. On or about March 15, 2006, the Applicant and the undersigned discovered that the priority claim was in error because the recited serial number (60/527,789) was incorrect – the correct serial number is 60/434,088.
4. The entire delay between the date that the correct priority claim was due and even date herewith was unintentional.
5. Enclosed is a check in the amount of \$ 1370.00 to cover the fee under C.F.R. § 1.17(t). Applicant questions whether this fee is actually due in this case as the original priority claim was made with all information known to the Applicant, and subsequent corrections were made in good faith. Accordingly, Applicant requests that the U.S. Patent Office waive the fee.

Dated: March 20, 2006

Respectfully submitted,

By 

Matthew B. Dernier

Registration No.: 40,989

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number 10/737,327

Filing Date December 16, 2003

First Named Inventor Yun-Qing Shi et al.

Art Unit 2621

Examiner Name Not Yet Assigned

Attorney Docket Number 436/11

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input checked="" type="checkbox"/> Petition 2 pgs.	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Check No. <u>9126</u> for \$1,370.00
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	Return Postcard
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Kaplan Gilman Gibson & Dernier LLP (Customer No. 27538)		
Signature			
Printed name	Matthew B. Dernier		
Date	March 20, 2006	Reg. No.	40,989

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Mail Stop: Petition

Signature			
Typed or printed name	Ute H. Wojtkowski	Date	March 20, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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